G. R. S. 58]

P21

Previous references.

File No. 217-13

191 3-4

(Police)

Serial Nos. 1 — 4

Later references.

Maybe presented on 23/4/14

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 — 4

Part B for Feb 16.

SUBJECT.

Jurisdiction over the Mysore-Hassan-Arsikere Railway

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4) To the Secy to Govt for Rys
Dy. of Pol J 3053-4-0752/16.
Intimate the decision of
the Govt of India to the retention of
the Jurisdiction

W D 1351—GPB—20,000—13-12-13

Mahomed 23/4/14

3719

G.R.S. 11] 1913-14

GENERAL AND REVENUE SECRETARIAT.

(Police)

NOTES.

File No. 217-13

FILE HEADING.

Jurisdiction over the Mysore-Hassan-Arsikere Railway.

From

The Secretary for Railways.

No. 1486 Dated 13-5-14 Received 15-5-14

Diary No. 3719	Enclos. 1	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards, for favour of opinion, copy of letter no. 2740 dt 23rd April 1914 from the A.-G. Resident regarding jurisdiction over the new Mysore Hassan-Arsikere Ry.

NOTES AND ORDERS.

The policy of the Govt. of India regarding the jurisdiction over railways in Native States is to reserve to itself the power to assume jurisdiction over them when their connection with other lines or their union with

NOTES—First Sheet.

GPB—30,000—12-8-11

Serial No.

The network of Imperial railways in India renders this course desirable on grounds of administrative convenience. (Vide Fort Asst. Resident's do D/ 9.1.1889 to the Dewan).

71 P

2) When the jurisdiction over the Mysore State Ry. was ceded to the British Govt. it was requested that the jurisdiction over the Bangalore-Nanjangud Section may be left with the Durbar as the line was considered by the Durbar to be an isolated local line. Though the Govt. of India did not accept this view, they allowed the Durbar, as an exceptional concession, to retain jurisdiction over the line on the understanding "that if the line from Bangalore to Nanjangud should hereafter form part of a through railway, or if Imperial interests should render such a course desirable, the Durbar must be prepared to transfer jurisdiction without further discussion and no similar concession can be granted in the case of branch lines which may hereafter be constructed as offshoots to the existing system". (Vide letter no. 985-479-88 D/ 21.3.1893 from the 7. A. Resident to the Dewan.)

Letter no 13 S/10 6 92 from the Dewan to the Resident

71 Q

71 V

NOTE—Contn. sheet.

Serial No.

3) Regarding the Birur-Shimoga section the British Govt. conceded that the railway is an isolated local line and allowed the Durbar to retain jurisdiction over it" on the understanding that jurisdiction will be ceded without demur in the event of the line being extended beyond the limits of the Mysore State, or being connected with another railway so as to form a through line of communication, or if imperial interests otherwise demand the cession." (Vide letter no. 3896-153-99 D/1-9-1899, from the First Asst. Resident to the Dewan).-

764

4) In inviting the views of the Durbar regarding the jurisdiction over the Mysore-Hassan-Arsikere line, the 1-A. Resident draws attention to the communications of 1893 & 1899 referred to above.

764 & 765

5) Having regard to the policy of the Govt. of India in the matter of railway jurisdiction in Native States as disclosed in the communications above mentioned, the present question seems to reduce itself to this, namely, whether the line is to be considered an isolated local line or to form a part of the system of imperial railways in India.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

3717 (4

General and Revenue Secretariat. | Police File No. 217 of 1913-14

Serial No.

5) Subd for orders.

B.G. (2918-7-14) W

7) In the Resident's letter of 1893 it is stated that no similar concession can be granted in the case of branch lines which may hereafter be constructed as offshoots of the existing System. The Secretary for Railways may be requested to state whether the extension of the Railway from Mysore to Arsikere comes within the above category. The question of ~~Railway~~ Police jurisdiction will also have to be settled along with the main question.

10/8/17

Hay V.

Hay

8) The Railway from Mysore to Arsikere runs through out within the limits of the State, as aligned and does not touch British Territory. It is not less isolated than either Bangalore—Nanjangud Line or Birur—Shimoga Line or Bowringpet—Kolar Line. The mere circumstance that the proposed line starts from a Railway St and joins another existing Railway Station does not seem to alter the essential character of the line. Hence the State should have jurisdiction over the Lines subject to the general conditions customarily annexed to it by the Govt of India. Dwarkanath Rao 1917

Ford. Member + Dewan

NOTE—Contn. sheet.

GPB—60,000—7-11-1917

(57)

General and Revenue Secretariat. | Pol File No. 217 of 1913.

Serial No.

9) If the British Govt asks for it, we must grant the jurisdiction. But we may represent that as at present aligned, the line is a purely local concern and that jurisdiction may most conveniently remain with us.

H

10) (If a simple reply has to be sent, the P.W. Secretary may be asked to embody this view.)

H

13/7/14

Draw 1617

287
18.7.14

(Dis am)

11) The through line which has direct connection with the railway systems beyond Mysore runs via Yesavantpur and Bangalore and jurisdiction over these lines has already been ceded. The loop line for the present serves only a local purpose. If the construction

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Serial No.

construction of railways leads to the surrender of jurisdiction, it will be a doubtful boon and may give rise to much inconvenience and trouble.

(2) We might provide all reasonable conveniences for facilitating through trains and through traffic and for apprehension of offenders and their speedy trial; and in times of political or other difficulties, our Police staff may actively co-operate with the British Police to the fullest extent necessary. To go beyond this would be prejudicial to the interests of the State. The retention of the jurisdiction over the Bangalore-Nanjangud line has not resulted in any inconvenience.

(3) I shall be glad if the First Member will kindly furnish the draft of a reply to the Residency on the question of jurisdiction.

21.7.14. KB

Draft aisled. 23/7/14 KR

(4) A draft is suggested for consideration.

First Member

(5) Draft amended—

Dewan

27/7/14

499 28.7.14

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Police file no. 217 of 1913-14

(7)

Submitted to His Highness.

a Draft for approval

b Paper under disposal

(6) I submit herewith, for His Highness's kind approval, the draft of a reply to the Residency communication in regard to the jurisdiction over the new Mysore-Hassan-Arsikere Railway line.

Page 5 of the office notes

(7) 2. I agree with the First Member in thinking that the Residency should be requested to allow the Durbar to retain jurisdiction over the line. The draft letter may be kindly approved.

M. Visvesvaraya -
4th Aug. 1914.

P.T.O.

Police file no. 212 F 1913-4

(8

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Draft reply to the Residency communication in regard to the jurisdiction over the new Mysore-Hassan-Arsikere Railway line.

124

18) *Order.*

~~KRW~~

6/8/14

Secretary ~~to Govt~~

7.8.14

G. R. S. 12]

3719

General and Revenue Secretariat. | Police File No. 217 of 1913-14 | 9

Serial No.

19) Issue

EB 20/8

The linked file has been detached PS 15/8/14.

2 TO The A.A. Resident. No. Pol 115 D/11.8.14

Requests that, in the circumstances explained, the Durbar may be permitted to retain jurisdiction over the line.

20) Subd. This may be sent to the Ry. Secretariat for information and return.

B.G. (49)13.8.14. NLL. JP.

EB 14/8

21) Forwarded to the Railway Secretariat for information and early return.

PSP NLL 14.8.14.

22) 1) Retain copy of this reply sent to the Ry. Return this file to G.A.S.

2) Now sees a reply to para 5 of the Ry. letter. Rules. Has been the material ready.

HLJ

DMcly 17.8. EB 17/8 Lacey

NOTE—Contn. sheet.

G 2B—10,000—13-6-14

1158 3719

G. R. S. 12]

General and Revenue Secretariat. | Police File No. 217 of 1913-14

(10

Serial No.	
	24) D.O. No 10 dated 19/6/14 & 1 section Returned with compliments to the Secretary to Govt, Genl & Rev: Depts.
	III 20/8 JH
	H. Hughes Offg Secretary for Railways Govt. of Mysore 19/8/14
	Police 22/8
3	From The J. A. Resident: no. 7799/B/26.10.15 States that the Govt. of India agree that the Mysore Govt. may be allowed to retain jurisdiction over the line subject to conditions mentioned in para 4 of Residency letter no. 529-382-90 B/10.2.1894 and on the understanding that jurisdiction will be ceded without demur in the event of the line being extended beyond the limits of the State or if Imperial interests demand the cession.
	25) Subd. for orders. BS. 19.11.15.
	19.4
	26) Please note merely the points requiring notice now. Done 29/11 P.T.O.

NOTE—Contn. sheet.

GPB—10,000—13-6-14

1158

(11

F. R. S. 12]

General and Revenue Secretariat.

Police File No. 217 of 1913-16

Serial No.

27) This is submitted for perusal of the Dewan and Members of Council. After perusal, a copy will be sent to the P.W.D. & the Dy. of Police

Sd
29/11

Secy

Dewan
2/12
Sd/-

28) For favour of orders if this may be submitted as stated above.

Sd
8/12

Secy. 29)

Sd 18/12/15

30) For favour of perusal.

Dis & Sessions Judge
Second Member
Extraordinary Member
Dewan

Sd 29/12/15

Sd/-
Sd/-
23/12/15
Sd/-

Sd/-
23/12
Sd/-

Sd/-
3.1.16
Sd/-
4/1/16

Sd/-
27/12/15

3414
4.1.16

NOTE—Contn. sheet.

GPB—20,000—30-6-15

(12

Submitted to His Highness.

31) .

I

I submit herewith, for His Highness's information, the file of papers ending with Residency letter No.7799 dated the 26th October 1915, regarding the retention by the Mysore Durbar of the jurisdiction over the Mysore-Hassan-Arsikere Railway, subject to certain conditions. This may be deemed a satisfactory solution of the question.

M. Visvesvaraya

25th Jan. 1916.

(13

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Retention, by the Mysore Durbar, of the Police jurisdiction over the Mysore-Hassan-Arsikere Railway.

623

32) *Order.*

~~KRW~~

21/1/16

Secretary G.D.
Secretary for Rys

22-1-16

1158

(14

G. R. S. 12]

General and Revenue Secretariat.

Police File No. 217 of 1913-14

Serial No.	
	33) Subd: with a Bruffs as per para 27 supra.
	23.1.16.
	25-1-16
	Issues
4	To the Secy to Railways
	The S. P. of Police
	No. 3053-4 5-2-1916
	Forwards a copy of letter from the H. A. Resident conveying the sanction of Govt of India to the retention by the State of Jurisdiction over the Nilgiri Hasan Arasikere Rly.

NOTE—Contn. sheet.

GPB—20,000—30-6-15

DIARY No. 73719

No. 1486. 14/5

1913-1914
Secret Police
No. 217-13

(15

A copy of the foregoing is forwarded, with compliments, to the Secretary to Government, General and Revenue Departments, for favour of opinion regarding the question of jurisdiction. The references mentioned in para 2 of the Residency letter have not been received in this office and are most probably available in the Judicial branch of the General and Revenue Secretariat.

H. Thimmaiah

Offg. Secretary for Railways,
Government of Mysore.

Bangalore,
13th May 1914.

SP

Letter No.2740 dated 23rd April 1914 from the First Assistant to the Hon'ble the Resident in Mysore, to the Dewan of Mysore.

*****

In continuation of my letter No.6763 dated the 1st November 1913, I am directed to say that His Majesty's Secretary of State for India has sanctioned the project for an extension of the Mysore State Railways from Mysore to Arsikere, via Hassan, at an estimated cost of Rs.67,27,764.

2. I am to request that the Resident may be favoured with the views of the Durbar as regards jurisdiction over the Railway. In this connection a reference is invited to letters No.985/479-88 dated the 21st March 1893 and No.3894 dated the 1st September 1899 from this office.

3. With reference to Mr. Bell's letter No.816 dated the 9th January 1914, I am to say that, pending the settlement of the question of jurisdiction, the Government of India have no objection to the adoption of the General Rules for working railways under construction and to the use of locomotive engines and rolling stock to be drawn or propelled thereby on the railway.

4. I am to add that the line has been placed under the Senior Government Inspector of Railways, Circle No.7, Madras, for - - purposes of inspection and investigation into accidents.

5. I am also to state that the Board of the Madras and Southern Mahratta Railway consider that it will be of great importance to all concerned that the actual scale of rates and fares on through traffic and probably also on local traffic over the chord should be similar to those charged on lines worked by their Company, and that, in the case of through traffic, rates and fares should be divided in the usual way on mileage after the deduction of terminals. I am to request that the views of the Durbar on this point may be communicated.

******

No.

2

1918

G. R. S. 26]

Jurisdiction over the Mysore-Hassan-Arsikere Railway. Police

(17)

File No. 217-133

Serial No. 2

Diary No. of letter replied to

Tidy draft as revised by the 1st Member.

Pol No. 115.

General and Revenue Secretariat

( )

, *the* 191

To

The H. A. Resident

Sir,

Date of issue 11. 8. 1914.

Signed by Mr. D. M. Narasinga Rao

With reference to paragraph 2 of your letter no. 2740 dated the 23rd April 1914 requesting to be furnished with the views of the Durbar in the matter of jurisdiction over the Mysore-Hassan-Arsikere Railway, I am directed to state as follows:-

The railway, as at present projected, runs wholly and terminates, within the limits

over.

SUBJECT.

8-5-14.

(8)

of the State, and is in every respect similar to the Bangalore-Nanjangud, Birur-Shimoga and Kolar-Bowringpet lines. The jurisdiction over the latter lines has been retained by the Durbar, and has all along been administered without any hitch or inconvenience. The police of the State have always been cooperating with the British Police to the fullest extent in giving facilities required for traffic and for the prevention and detection of crimes; and the same facilities will be continued in the future.

The Durbar therefore very considers it desirable in these circumstances that they should be allowed to retain jurisdiction over the railway in question as in the case of the lines above mentioned.

I have &c
4-8-14.

Offg. Secretary.

List of enclosures.

Copied by

Examined by

GPB—25,000—4-3-13

B.G.
4.8.14

DIARY No J. 1158

No. 7799

19/10/16
SECTION Police
FILE No. 217-13
SERIAL No. 8

19

From

P. B. WARBURTON, Esq., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

Pol 873 D 27/10/15

To

The Dewan of Mysore.

Dated Bangalore, 26th October 1915.

Sir,

I am directed to refer to Mr. Narasinga Rao's letter No. 115 Pol., dated the ~~1th~~ 11th August 1914, on the subject of jurisdiction over the Mysore-Hassan-Arsikere Railway.

2. In reply, I am to inform you that the Government of India agree that the Mysore Durbar may be allowed to retain jurisdiction over the line, subject to the conditions mentioned in paragraph 4 of the letter cited in the margin*, and on the understanding that jurisdiction will be ceded without demur in the event of the line being extended beyond the limits of the State or if Imperial interests demand the cession.

* Residency letter No. 529/382-90, dated the 10th February 1894

I have the honour to be,

Sir,

Your most obedient servant,

First Assistant Resident.

R. O. 2.—R. P. B—7—1915—1,000.

G. R. S. 26]

SUBJECT.....

.....

.....

Diary No. of letter replied to 1158

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 5th February, 1916

Signed by Rao G Sreenivasa Iyer

Section Police

File No. 217-13

Serial No. 4

No. J 3053-4/Ex:1

To

1. The Secy to Govt. for Rys

2. The D.G. of Police in Mysore

Sir,

I am directed to forward herewith, for information, a copy of letter No. 7799 dated the 26th October 1915 from the First Govt. to the Hon'ble the Resident in Mysore conveying the sanction of the Govt. of India to the by the State relinquishment of its jurisdiction

over.

2)

Copy Letter from the ——
Mysore - Hassan - Arsikere
Ry.

I have &c.
for Secretary to Govt.
H. Dept.

BG.
25-1-16.
WL

List of enclosures.

Copied by

Examined by

GPB—20,000—11-2-14